

1
2
3
4 UNITED STATES DISTRICT COURT
5 DISTRICT OF NEVADA
6

* * *

7 MARLENE L. WATSON,

Case No. 2:18-01019-JCM-PAL

8 Plaintiff,

9 v.

ORDER

10 NANCY A. BERRYHILL, Acting
Commissioner of Social Security,

(Am. Compl. – ECF No. 7)

11 Defendant.
12

13 Plaintiff Marlene L. Watson has submitted an Amended Complaint (ECF No. 7) in
14 accordance with the court’s Screening Order (ECF No. 2) dismissing the original complaint with
15 leave to amend. The court has reviewed the amended complaint and finds that it states a claim for
16 initial screening purposes.

17 Both the complaint and the amended complaint generically name the “Commissioner of
18 Social Security” as the defendant in this action. Nancy A. Berryhill is the Acting Commissioner
19 of Social Security. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure and 42 U.S.C.
20 § 405(g), the court therefore substituted Nancy A. Berryhill for the “Commissioner of Social
21 Security” as the defendant in this case. Screening Order (ECF No. 2) at 1 n.1. Although the
22 amended complaint corrects the substantive deficiencies noted in the screening order, it does not
23 correct the substituted defendant’s name. Ms. Berryhill remains substituted as the defendant in
24 this case. Plaintiff is instructed to correct the caption in all future filings to reflect the substitution.

25 Accordingly,

26 ///

27 ///

28 ///

